

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 108.236.121)

In re Application of:	)
Jeffrey G. Moore	) Examiner: L. Lankford, Jr.
	)
Serial No.	) Art Unit: 1651
09/368,607	)
	)
Filed:	)
August 5, 1999	)
	)
For:	)
COMPOSITION AND METHOD	)
FOR PRESERVING	)
PROGENITOR CELLS	)
	)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**REVOCATION AND CREATION OF POWER OF ATTORNEY**

I, Thomas C. Gallagher, Esq., hereby certify that I am authorized to act on behalf of ImClone Systems Incorporated, in matters before the United States Patent and Trademark Office. I further certify that the assignment document for the above-identified patent application has been reviewed and that to the best knowledge and belief of ImClone Systems Incorporated, sole title in such patent application is in the name of ImClone Systems Incorporated.

In the above-identified United States patent application, I hereby revoke all powers of attorney previously created. I hereby appoint the following attorneys to prosecute the above-identified application and transact all business in the Patent and Trademark Office connected therewith.

James B. Lampert	Reg. No. 24,564
Wayne M. Kennard	Reg. No. 30,271
Michael J. Bevilacqua	Reg. No. 31,091
Hollie L. Baker	Reg. No. 31,321
Henry N. Wixon	Reg. No. 32,073
Donald R. Steinberg	Reg. No. 37,241
Wayne A. Keown, Ph.D.	Reg. No. 33,923
Ann-Louise Kerner, Ph.D.	Reg. No. 33,523

U.S.S.N. 09/368,607

Page Two

Michael A. Diener  
Colleen Superko  
Richard Goldenberg  
Gretchen Rice, Ph.D.  
Nancy Chiu, Ph.D.

Reg. No. 31,122  
Reg. No. 39,850  
Reg. No. 38,895  
Reg. No. 37,429  
Reg. No. 43,545

the mailing address and telephone number of each of whom is HALE AND DORR LLP, 60 State Street, Boston, Massachusetts 02109, (617)526-6000, with full power of substitution and revocation to prosecute the application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence should be sent to:

Nancy Chiu, Ph.D.  
Hale and Dorr LLP  
60 State Street  
Boston, MA 02109  
Telephone No.: (617) 526-6000  
Facsimile No.: (617) 526-5000

ImClone Systems, Incorporated

By: 

Thomas C. Gallagher Esq.  
Director of Intellectual Property

Reg. #: 31,066

Dated: 7 March 2000

PATENT

Attorney's Docket No. 381-21 CIP/CON

---

**COMBINED DECLARATION AND POWER OF ATTORNEY****(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,  
DIVISIONAL, CONTINUATION OR CIP)**

---

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**This declaration is of the following type: *(check one)*

☐ Original  
☐ Supplemental  
☐ Design

☐ National Stage PCT  
☐ Divisional  
☒ Continuation  
☐ Continuation-in-Part (CIP)

**INVENTORSHIP IDENTIFICATION**

**NOTE:** *If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.*

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

---

**COMPOSITION AND METHOD FOR PRESERVING PROGENITOR CELLS**

---

the specification of which: *(complete (a), (b) or (c))*(a) ☐ is attached hereto.

(b) ☒ was filed on August 5, 1999 as  
☒ Serial No. 09/368,607 or  
☐ Express Mail No. \_\_\_\_\_ as Serial No. not yet known  
and was amended on \_\_\_\_\_. *(If applicable)*

(c) ☐ was described and claimed in PCT International Application No. PCT/  
filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_. *(If any)*

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above, and that the filing of said specification, if heretofore filed, was authorized by me.



U.S. APPLICATIONS		STATUS (Check One)		
U.S. SERIAL NO.	U.S. FILING DATE (Day/Month/Year)	Patented	Pending	Abandoned
08/825,369	03/28/97	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
0 /		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PCT APPLICATIONS DESIGNATING THE U.S.			STATUS (Check One)		
PCT APPLN. NO.	PCT FILING DATE (Day/Month/Year)	U.S. SERIAL NOS. ASSIGNED (if any)	Patented	Pending	Abandoned
PCT/			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PCT/			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### 35 USC 119 PRIORITY CLAIM, IF ANY, FOR ABOVE LISTED U.S./PCT APPLICATIONS

PRIORITY APPLICATION NO.	PRIORITY COUNTRY	FILING DATE (Day/Month/Year)	ISSUE DATE (Day/Month/Year)

### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office in connection therewith:

Charles R. Hoffmann, Reg. No. 24,102; Ronald J. Baron, Reg. No. 29,281; Gerald T. Bodner, Reg. No. 30,449; Alan M. Sack, Reg. No. 31,874; A. Thomas Kammer, Reg. No. 28,226; R. Glenn Schroeder, Reg. No. 34,720; Glenn T. Henneberger, Reg. No. 36,074; Irving N. Feit, Reg. No. 28,601; Anthony E. Bennett, Reg. No. 40,910; Gregory W. Bachmann, Reg. No. 41,593; Steven T. Zuschlag, Reg. No. 43,309; Susan A. Sipos, Reg. No. 43,128; Kevin E. McDermott, Reg. No. 35,948; Robert C. Morriss, Reg. No. 42,910; Roderick S.W. Turner, Reg. No. 38,639; James F. Harrington, Reg. No. P-44,741; Patrick J. Hoeffner, Reg. No. P-44,768; Samir R. Patel, Reg. No. P-44,998, and Richard LaCava, Reg. No. 41,135, each of them of HOFFMANN & BARON, LLP, 6900 Jericho Turnpike, Syosset, New York 11791; and Daniel A. Scola, Jr., Reg. No. 29,855; Salvatore J. Abbruzzese, Reg. No. 30,152; Kirk M. Miles, Reg. No. 37,891; Robert F. Chisholm, Reg. No. 39,939; Kellyanne Merkel, Reg. No. 43,800; and Keith R. Lange, Reg. No. 44,201, each of them of HOFFMANN & BARON, LLP, 1055 Parsippany Boulevard, Parsippany, New Jersey 07054.

PLEASE SEND CORRESPONDENCE TO:

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, NY 11791

PLEASE DIRECT TELEPHONE CALLS TO:

Susan A. Sipos

(516) 822-3550

## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

Full Name of Sole or First Inventor: Jeffrey G. Moore

Country of Citizenship: USA

Residence Address: 7 Pearl Street, Kennebunkport, ME 04046

Post Office Address: 7 Pearl Street, PO Box 18, Kennebunkport, ME 04046

Date: 10/21/99

Inventor's signature

